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9
10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA,) No. CR 05 00457 JSW
14 Plaintiff,) PARTIES' STIPULATION AND
15 v.) PROPOSED ORDER SETTING
16 PATRICK JENKINS,) STATUS CONFERENCE AND
17 Defendant.) EXCLUDING TIME PURSUANT TO
18 U.S.C. § 3161(h)(8)(A)

19
20 The parties stipulate and agree, and the Court finds and holds, as follows:

- 21 1. The parties appeared on the instant matter on August 25, 2005 for a status hearing before
22 the Court.
- 23 2. At the August 25, 2005 initial appearance, Assistant Federal Public Defender Daniel
24 Blank, who represents the defendant, requested a continuance based upon effective preparation of
25 counsel. The Court set a date for a status hearing for the next available date, October 13, 2005,
26 and the Court excluded the time period from August 25, 2005 to October 13, 2005 from the
27 calculation of time under the Speedy Trial Act.
- 28 3. On September 21, 2005, the Court continued the matter until October 27, 2005 due to the

1 Court's unavailability.

2 4. In light of the foregoing facts, the ends of justice would be served by the Court excluding
3 the time period from October 13, 2005 through October 27, 2005. These ends outweigh the best
4 interest of the public and the defendant in a speedy trial. See 18 U.S.C. § 3161(h)(8)(A).

5 5. For the reasons stated, the time period from October 13, 2005 through October 27, 2005
6 shall be excluded from the calculation of time under the Speedy Trial Act.

7 SO STIPULATED.

8 DATED: 10/24/05

9 KEVIN V. RYAN
United States Attorney

10 DATED: 10/24/05

11 /s/
12 MICHELLE MORGAN-KELLY
Assistant United States Attorney

13 PURSUANT TO STIPULATION, IT IS SO ORDERED.

14 DATED: October 25, 2005

15 /s/
16 DANIEL BLANK
Assistant Federal Public Defender

17 _____
18 HON. JEFFREY S. WHITE
19 _____
20 United States District Court